

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

BEFORE THE HONORABLE PAUL A. MAGNUSON  
UNITED STATES DISTRICT COURT SENIOR JUDGE

(JURY TRIAL PROCEEDINGS - VOLUME XXII - VERDICT)

25           Proceedings recorded by mechanical stenography;  
transcript produced by computer.

## APPEARANCES:

For Plaintiff: UNITED STATES ATTORNEY'S OFFICE  
BY: ALLEN A. SLAUGHTER, JR.  
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DEPARTMENT OF JUSTICE  
CIVIL RIGHTS DIVISION  
BY: SAMANTHA TREPEL  
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For Defendant ROBERT M. PAULE, PA  
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PAULE LAW PLLC  
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For Defendant                   EARL GRAY DEFENSE  
Thomas Kiernan Lane:       BY: EARL P. GRAY  
                                  332 Minnesota Street, #W1610  
                                  St Paul, MN 55101

Court Reporter: RENEE A. ROGGE, RMR-CRR  
United States District Courthouse  
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Minneapolis, MN 55415

1                   **P R O C E E D I N G S**2                   **IN OPEN COURT**3                   **(JURY PRESENT)**

4                   (Defendants present)

5                   THE COURT: Good afternoon, everyone.

6                   Members of the jury, have you reached a verdict?

7                   JURY FOREPERSON: We have.

8                   THE COURT: Would you provide the verdict to the  
9                   CSO, please.

10                  Thank you.

11                  Members of the jury and ladies and gentlemen, the  
12                  verdicts read as follows:13                  United States of America, plaintiff, versus Tou  
14                  Thao, defendant. Count 2, deprivation of rights under color  
15                  of law, failure to intervene.16                  We, the jury, unanimously find the defendant Tou  
17                  Thao guilty of the crime of deprivation of rights under  
18                  color of law as charged in Count 2 of the indictment.19                  We, the jury, unanimously find that the offense  
20                  charged in Count 2 resulted in the death of George Floyd,  
21                  yes.22                  Count 3. We, the jury, unanimously find the  
23                  defendant Tou Thao guilty of the crime of deprivation of  
24                  rights under color of law as charged in Count 3 of the  
25                  indictment.

1                   We, the jury, unanimously find that the offense  
2 charged in Count 3 resulted in the death of George Floyd,  
3 and answer yes.

4                   Dated February 24, 2022, signed jury foreperson.

5                   Members of the jury, as to the matter of the  
6 United States versus J. Alexander Kueng.

7                   We, the jury, unanimously find the defendant  
8 J. Alexander Kueng guilty of the crime of deprivation of  
9 rights under the color of law as charged in Count 2 of the  
10 indictment.

11                  Then we, the jury, unanimously find that the  
12 offense charged in Count 2 resulted in the death of George  
13 Floyd, yes.

14                  Count 3. We, the jury, unanimously find the  
15 defendant J. Alexander Kueng guilty of the crime of  
16 deprivation of rights under color of law as charged in  
17 Count 3 of the indictment.

18                  And then we, the jury, unanimously find that the  
19 offense charged in Count 3 resulted in the death of George  
20 Floyd, answer yes.

21                  Dated February 24, 2022, signed by the jury  
22 foreperson.

23                  The matter of the United States versus Thomas  
24 Kiernan Lane, Count 3.

25                  We, the jury, unanimously find the defendant

1           Thomas Kiernan Lane guilty of the crime of deprivation of  
2           rights under color of law as charged in Count 3 of the  
3           indictment.

4                 Then we, the jury, unanimously find that the  
5           offense charged in Count 3 resulted in the death of George  
6           Floyd, answer yes.

7                 Dated February 24, 2022, signed by the jury  
8           foreperson.

9                 Members of the jury, is this your verdict, so say  
10           you all?

11                 THE JURY: Yes.

12                 THE COURT: May the record reflect the unanimous  
13           verdict.

14                 Counsel, do you request a polling of the jury?

15                 MR. GRAY: Yes, Your Honor.

16                 MR. ROBERT PAULE: Yes, Your Honor.

17                 MR. PLUNKETT: Yes, Your Honor.

18                 THE COURT: Members of the jury, I'm now going to  
19           be calling your numbers one by one. As I call your number,  
20           please answer truthfully the question, and the question is,  
21           Are these your verdicts.

22                 Juror Number 3, are these your verdicts?

23                 JUROR 3: Yes.

24                 THE COURT: Juror Number 6, are these your  
25           verdicts?

1 JUROR 6: Yes, sir.

2 THE COURT: Juror Number 11, are these your  
3 verdicts?

4 JUROR 11: Yes.

5 THE COURT: Juror Number 14, are these your  
6 verdicts?

7 JUROR 14: Yes, Your Honor.

8 THE COURT: Juror Number 16, are these your  
9 verdicts?

10 JUROR 16: Yes.

11 THE COURT: Juror Number 30, are these your  
12 verdicts?

13 JUROR 30: Yes.

14 THE COURT: Juror Number 41, are these your  
15 verdicts?

16 JUROR 41: Yes.

17 THE COURT: Juror Number 43, are these your  
18 verdicts?

19 JUROR 43: Yes.

20 THE COURT: Juror Number 46, are these your  
21 verdicts?

22 JUROR 46: Yes, sir.

23 THE COURT: Juror Number 60, are these your  
24 verdicts?

25 JUROR 60: Yes, Your Honor.

1                   THE COURT: Juror Number 69, are these your  
2                   verdicts?

3                   JUROR 69: Yes.

4                   THE COURT: Juror Number 70, are these your  
5                   verdicts?

6                   JUROR 70: Yes, Your Honor.

7                   THE COURT: May the record reflect a unanimous  
8                   verdict.

9                   Counsel, is there anything further to come to the  
10                  court's attention before the jury is discharged?

11                  MR. GRAY: None from us, Your Honor.

12                  MS. BELL: No, Your Honor.

13                  THE COURT: Okay. With that, members of the jury,  
14                  may I take this opportunity on behalf of the United States  
15                  to sincerely thank you for your service as jurors in this  
16                  case.

17                  I know that jury service is not easy. I also know  
18                  that we have interfered with a month of your time or a  
19                  little bit more now. And we thank you for being with us.  
20                  We thank you for your diligence. We thank you for your  
21                  effort, and we thank you for doing all of the work that you  
22                  have done as jurors in this case.

23                  Now what I'm going to say right now is for the  
24                  first time in a whole month. I'm not ordering you to do  
25                  anything, but I'm going to refer you at this time to the

1 marshal service. And I would appreciate it, if the  
2 opportunity should arise shortly, after I do some things  
3 here in the courtroom, that I would have an opportunity to  
4 visit with you for a little bit with respect to various  
5 matters. So with all of that, thank you so very much for  
6 your service.

7 And the jury may be excused.

8 (4:14 p.m.)

9 **IN OPEN COURT**

10 **(JURY NOT PRESENT)**

11 THE COURT: You may be seated.

12 Counsel, Mr. Smith of the probation officer is  
13 here. And I would order that within the next week each of  
14 you, with your clients, meet with the probation office to  
15 get started on a presentence investigation report.

16 When that has been completed, you will have an  
17 opportunity to review it, along with your lawyers,  
18 potentially even have an evidentiary hearing.

19 At the conclusion of all that, you will be called  
20 back before the court for sentencing. And, of course, it's  
21 extremely important that you appear at the time of  
22 sentencing. Failure to appear can result in a very serious  
23 crime with a substantial punishment. So therefore I would  
24 strongly encourage your being here.

25 With that, the court would order that bond be

1           continued according to present terms and conditions. I  
2           think that's doubly true because I realize you're facing  
3           another matter in the state court, and it's important I  
4           think that you be available to prepare for that.

5           Is there anything further to come to our attention  
6           at this point?

7           MS. BELL: Your Honor, the government would  
8           request the opportunity to review the conditions and just in  
9           the event there is something additional to propose to  
10          propose it to the court. I don't expect that there will be,  
11          but I know that one of them I haven't seen quite yet.

12          THE COURT: Three of them I have not seen quite  
13          yet.

14          MS. BELL: Okay. Very good.

15          THE COURT: So you and I are in the same boat,  
16          but, yes, you will have the opportunity to do that. But at  
17          this point bond will remain according to present terms and  
18          conditions.

19          Okay. With all of that, I take this opportunity  
20          to thank all of you. And I want to particularly take a  
21          moment to say a special "thank you" to the various people  
22          that have worked with the court system throughout the  
23          pendency of this case, and I appreciate all of the  
24          assistance that you've given not only to me, but to my staff  
25          and many other people. And so thank you very much.

And with that, we are in recess.

(Court adjourned at 4:17 p.m., 02-24-2022.)

\* \* \*

I, Renee A. Rogge, certify that the foregoing is a correct transcript from the record of proceedings in the above-entitled matter.

Certified by: /s/Renee A. Rogge  
Renee A. Rogge, RMR-CRR